Previous references.

Banking 10 of 02-03.
Sl. 1-2.

1902.
(Banking)

File No. 10 of 02-03
Serial Nos. ~~1~~ 5 3-7

Later references.

Banking 25 of 03-04.
Sl. 1-2.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. ~~5~~ 3-7.

Part B. for

SUBJECT.

Interest on the deposit lodged by Messrs. Kencha Hammia & Co, Railway Contractors for the period it was delayed in being deposited in the Savings' Bank,— to be debited to "Interest on Deposits."

Table of Contents.

Sl. 1 No. 2127. dy. 6-12-02. From the Compts. Y.
Submitting for orders a complete statement of facts, re-payment of interest to K. Hammia, &c & close precis of the entire Correspondence bearing on the subject.

Sl. 4 No. Fl. 1360 dy. 26-2-03. To the Seer Y. P. W. D.
transferring for disposal or remarks the above letter as the order was passed on a reference by the P. W. D.

No. 440 dy. ~~Fl. 1360~~ 10-3-03. From the Seer Y. P. W. D.
Requesting for the file of papers forwarded with his No. 163 dy. 24-9-02 to enable him to submit the same with the above letter to the Dewan.

G. R. S. 58 Fl. 1530. dy. dy. 16-3-03. To the Seer Y. D. P. W.
Returned with the papers called for.

5 No. 576 dy. 18-5-03. From the Seer Y. for Railways.
transferring for issue of necessary orders in the Fin. Y. Dept. and return of papers. ~~Sd/- [illegible]~~ Nov

I.O. No. 631 dy. 26-4-03. From the D. C. Kadur.

Reporting upon the delay in placing in the Govt. Savings' Bank at Tarikarè, Rs. 13000 deposited by K. Hanumia & Co., Contractors, and recommending that half the interest be borne by the Contractors & the other half by the Tk. Sheristedar & the Jagadi Gumasta of Tarikarè in proportion to their pay.

H.F.T. No. Fl. 270-2 dy. 30-7-03. To the Comptr., the D. C. Kadur, & the Seer, P.W.D.

On further consideration, directing that the suspence payment of interest ordered before, be adjusted by directing to the head, "Interest on Deposits."

OFFICE OF THE DEWAN OF MYSORE,
(REVENUE AND GENERAL DEPARTMENTS). 2

(Full Office Note.)

‡ 1. No. and date of latest letter or paper.
2. Catch words to show nature of subject.
3. Subject to be in red and body of note in black ink.

Subject.

1) Letter No. 631 dated 26th April 1903 from the D.G. Communications, Kadur-

2) Memo No 576 dated 18th May 1903 from the Secretary for Railways in connection with the interest claimed by the Contractors of the Birur-Shimoga Railway-

* 1. Statement of case in narrative form in regular sequence of subject matter or date.
2. Opinions to be stated only as supported by precedents, or general rules which should always be quoted.
3. Serial numbers in file, &c., to be always stated.
4. Dates of important documents referred should be given.
5. Write on both sides, leaving the same side as margin.

Note.

In connection with the construction of the Birur-Shimoga Railway, the Contractors Messrs Kencha Hanumaiya and others, who were returned their deposit money (after the completion of the work) with interest thereon from 1st July 1897, claimed interest from 1st January 1897. The Chief Engineer submitted the matter to the Dewan and upon his orders obtained an explanation from the Comptroller, Mysore Pork and submitted it to the Dewan for orders. The Dewan was pleased to order thereon that at the Comptroller's office was admittedly responsible

Memos Nos. 500 & 70 dated 3d Oct 1902 & 10th Jany 1902 respectively (Papers A & B)

Letter No 5109 dated 25th Jany 1902 (Paper C)

for three months' delay and for the other three months, with the exception of a small delay in the Dist Treasury, which might be overlooked, the Taluk Treasury was responsible, ~~He desired~~ that the Dy. Commissioner, Kadur, should be asked to send for the officials for the time being and, after obtaining information and explanation from them, apportion the blame and liability and that such officials in the Comptroller's office and in the Taluk Cutcherry should be made to bear the loss. Pending such adjustment, he directed the interest due to the Contractors from January to June 1897 to be paid from Govt Funds -

The orders were accordingly conveyed to the officers concerned. Govt Roo No H 316-7 dated 23d August 1902 Paper D

In reply the Comptroller, Mysore Govt, submitted a complete statement of the facts and a close precis of the entire correspondence. This was transferred to the P.W. Dept + Letter No 2127 dated 6.12.02 Paper E

for disposal or remarks. The Rv Secretary submitted the matter to the Dewan for orders, with a note to the effect that he had nothing to add to what he had already done in his Memos. Nos 5-6 and 70.

The Dewan has ordered to adjust the Suspense payment by entering it under the head 'Interest on Savings Bank Deposits' This order the Secretary for Railways forwards for issue in the Financial Dept.

Paper F.

The above order perhaps cancels the previous one directing the recovery of the interest from the officials.

The Dy. Commissioner, Kadur, after investigating the matter finds that the money of the Contractor could not have been deposited in the Savings Bank before 5th April 1897 and would not therefore

Letter No 631 dated 26th April 1903.
Paper G

5 have carried interest prior to 1st May 97. The amounts ~~Carry~~ interest which they have actually took from 1st May to 4th June 1897 is Rs 43-13-7, one half of which should be borne by the Contractors as a penalty for their own laches and the other half by the Taluk Sheristedar and the Rajadi gumasta - He states that the Sheristedar and the Rajadi gumasta kept the paper refd to them on 2d April by the Amildar till the 5th June - The Amildar then was Mr C. V. Krishnaswami Rao the Taluk Sheristedar, Shanta Shivanyappa and the Rajadi gumasta Sri Venkat Krishnayya -

The Comptroller in his letter of 6th Decr 1902 reports that he has authorised the Dist Treasury, Bangalore, to pay the Contractors, as directed in the Govt order of 23d August 1902, Rs 232-2-0. Paper D

If the Dy Commissioners view is to be approved, the Dewan's latest order on the refce from the Secretary for Railways has

to be reconsidered and Rs 21-14-9 will have to be recovered from the Contractors.

Sd/ N. Venkatarama
9/7 11/7/03

The money was deposited as far as I can see the difficulty arose from its not being duly entered in S.B. accounts. As recommended by the Dy C= Rs 21-14-9 may be ordered to be refunded by the depositors. The balance may as ordered by the Dewan be finally debited to S.B. account. The officials concerned may all be exonerated. May an order to this effect be passed?

To the Dewan.

11405
13.VII.03

02876
Yes and issue
Malfunction orders
are required - why
to the Land-Lords
when delay occurred
are more otherwise
Rs - matters

13/7/03

16/7/03

13/7/03

14.VII.03

16/7/03

7

I think this order as drafted now will settle the matter finally unless the Diwan considers that the depositors should be ordered to refund Rs 21-14-9.

May it issue?

29/7/3

Yes. we have had it long enough

24.VII.03

25/7/3

The above orders were duly communicated & in reply the Comptroller states that the interest in question has not been paid to the Contractors as one of the partners is dead & the heir of the deceased has not produced sufficient authority to receive the money and that when the payment is made to the proper claimant, the charge will be debited to "Interest on Savings Bank deposits"

Draft Resolution Subd. F.N. 20/3

Subd. With file - with a F.N. 20/8. Draft

21/8/03

11688
23.7.03

Lo 2127 65 Fl.758

Office of the Comptroller,
Mysore Government,
Bangalore, Dated 1st ~~November~~ cents 1902

From

E.R.Subrayer, Esq., B.A.B.C.E.
Comptroller of Mysore.

Serial No.1.

To

H.V.Nanjundayya, Esq., M.A.M.L.
Secretary to the Government of Mysore,
General and Revenue Departments.

Sir,

I have the honor to acknowledge receipt of Government ord No.PL316-7 dated 23rd August last in re payment of interest to K.Hanumiah for the period from January to June 1897 and to inform that I have authorised the District Treasury, Bangalore to pay the Contractor as directed Rs.232-2-0 being the amount of interest for 6 months on Rs.13,000 at 3½%

2. The charge will be debited to suspense pending further orders of Government as to the Head of account to which it should be debited and as to its final adjustment. In view to such orders being passed I beg to submit below a complete statement of facts and a close precis of the entire correspondence bearing on the subject.

(1) In September 1896 earnest money amounting to Rupees 1,06,000 from tenders for contract in the construction of Birur Shimoga Railway was received and deposited in the State Huzur Treasury. Earnest money amounting to Rs.69,000 belonging to unsuccessful tenderers was on the requisition of the Railway Chief Engineer returned to them in the Months of October, November & December 96 On the 12th of December 1896 a requisition was received in this office from the Railway Secretary to place the earnest money of the successful tenderers K.Hanumiah & Co., Nagappa & Co., and Datoo & Co., amounting to Rs.37,000 in the Savings Bank in the name of the Executive Engineer, Birur Shimoga Railway.

(2) On 30th of January 1897 instructions were accordingly issued to the Deputy Commissioner, Treasury Department, Kadur District to take necessary credit and to open the accounts in the

the Savings Bank of His District in the name of the Executive Engineer, obtaining necessary letters of agreement from the Contractors. A copy of these instructions was at the same time sent to the Railway Secretary with a request that the contractors concerned might be directed through the Executive Engineer to appear before Tarikere Taluk Treasury Officer for the purpose of executing the required letter of agreement.

(3) On 13th February 1897 the Deputy Commissioner, Treasury Department informed this office that he was of opinion that under Rule 9 of the Savings Bank such deposits have to be in the name of the parties making the deposit obtaining letters of agreement from them and that the prescribed declarations and Index cards have to be obtained from them before the deposits could be accepted and accounts opened in the Savings Bank and requested to be informed of the procedure to be adopted in this case. In reply he was asked on 6th March 97 to open the accounts in the name of the contractors, and the instructions which he already had on the 30th January 97 about letters of agreement &c were again repeated. These instructions the District Treasury officer appears to have communicated to the Tarikere Taluk Treasury on the 30th March 97 but the accounts were opened only on 5th June 97 in the name of the contractors but without the required letters of agreement, declarations & Index Cards.

(4) In the month of February 1900 the Executive Engineer reported to the Railway Chief Engineer in reference to the latter officer's reference dated 3rd July 97 (not available in this office) that a sum of Rs.37,000 being the earnest money of the marginally noted successful tenderers was deposited in the Savings Bank of Kadur District on 5th June 97 and that the Deputy Commissioner allowed interest only on Rs.5000 to each contractor and requested to move the Comptroller to sanction interest on the entire amount of Rs.37,000. This application received in this office on 12th February 1900 was in the first instance refused compliance, but on the Railway Secretary pointing out and assuring that these deposits may be treated in the same manner as those of contractors of the Kolar Gold Fields Railway and that the concession asked for would not create bad precedents, interest was allowed by me on the whole

whole amount under the powers vested in the Comptroller by the Savings Bank Rules- Contractors Dattoo & Co., & Nagappa & Co., withdrew their principal and Interest so calculated from July 1897 and closed their accounts in June & September 1900.

(5) Out of the Rs.13,000 deposited by K.Hanumiah & Co., Rs.9000 were withdrawn in April 99 on a receipt signed both by that firm and the Executive Engineer. K.Hanumiah and the heir of his deceased partner withdrew the balance of principal and interest on the 5th March 1901, the delay being on account of certain legal doubts as to his claims individually and as a partner of the firm having had to be cleared on a reference to the Government Advocate. It was in sending up this case to the Government Advocate that this office learnt for the first time from the Kadur District Treasury that neither the necessary letters of agreement nor the prescribed declaration was obtained from the Firm of contractors before their accounts were opened.

(6) On 29th March 1901 K.Hanumiah applied to the Railway Secretary claiming interest on his Deposit from November 1896 on the ground that the Executive Engineer had promised to have his earnest money placed in Savings Bank before end of October 1896- The Railway Secretary in forwarding the application to this office stated as his opinion that interest must be paid from January 1897 as he had applied to this office on 12th December 1896 to place the amount in the Savings Bank. After some correspondence with the Deputy Commissioner, Treasury Department and the Railway Secretary this office replied on 5th September 1901 that as the contractors failed to appear as directed at the Tarikere Taluk Treasury to execute the necessary letters of agreement and to sign the prescribed declaration & index cards as required by the Savings Bank Rules, the Amildar waited till the last month of the official year and opened the accounts on 5th June 1897 and sent the Pass Books to the Executive Engineer who received them without any objection and that interest can be allowed under Savings Bank Rules only from the month in which an account is opened on the books of the Savings Bank.

On 3rd October 1901 the Railway Secretary in submitting the case for orders of the Dewan observed that the delay was on the part of the Amildar Tarikere Taluk and of the Executive Engineer

Engineer in completing the transaction and that as interest for the period in question is small it may be paid.

In submitting the case again on the 4th December 1901 with further details as per Dewan's orders the Railway Secretary reported that the Comptroller's Office delayed in sending correct instructions to the District Treasury and that there was further delay on the part of the Taluk Treasury in opening the accounts and that one Government officer or other was responsible for the delay in bringing the deposit on the Savings Bank, and that the depositors had nothing to do with it, and in the absence of records it could not be stated whether they contributed to such delay or not.

The Dewan thereupon ordered the Comptroller on 10th January 1902 to submit explanation for the delay in his office and in the Treasury which he did and which is as follows:-

(a) that this office was under reorganisation in December 1896 & January 1897 according to Mr.Biddulph's suggestions.

(b) that up to February 1897 this office was also engaged in preparing explanations on the several remarks made by Mr.Biddulph in his report.

(c) that consequently the current work fell in arrears.

(d) that the instructions issued by this office to open the account in the name of the Ex: Engineer was correct according to the practice generally followed in this Province and according to the British Rules and that the Treasury Officer could have opened the accounts in the name of the Ex: Engineer as he had done in other cases or opened the accounts in the name of the contractors themselves if they had appeared and offered to execute the necessary letters of agreement &c and reported the matter to this office.

(e) that for some reason or other the District Treasury officer thought a reference to this office was necessary and that in these circumstances this office did not consider it proper to overrule the District Treasury Officer who is responsible for the transactions in the Banks of his District.

(f) that from the file of correspondence received from the Railway Secretary there was nothing to show that the Ex: Engineer ever

ever called upon the contractors to appear before the Amildar which he was instructed to do or that the contractors themselves executed the letters of agreement; that consequently the contractors are entitled to interest only from the date on which their earnest money was brought on the Savings Bank Account.

(g) that the Taluk Treasury after waiting for the contractors till end of May opened the accounts on 5th June without the letters of agreement &c.

2. Having given a statement of all the facts some of which bearing directly on the question had not been clearly brought out in the RailwaySecretary's Memoes submitted to the Dewan, I proceed to state the rules and procedure prescribed and followed in regard to Security deposits.

(1) Rule XV of the Principles of Savings Bank Rules requires that before any deposit is accepted the signature or mark of the depositor should be obtained to a declaration annexed to that rule.

(2) Subsidiary Rule 9 lays down the following terms on which security deposits lodged with the Government officer will be received.

(a) The money will be received directly from the person depositing it.

(b) The account will be opened in his name.

(c) The depositor will be required to sign a letter of agreement not to claim the principal without the express written sanction of the Government officer nor to object payment of the same to that officer upon his claiming it nor to claim interest after that officer revoked his authority to him to receive it.

(d) The letter of agreement prescribed under this rule purports to be an intimation to the officer in charge of the Treasury in which the deposit is made that the depositor has authorised the Government officer to deposit the amount in the Savings Bank as his Security and that the same will not be payable to him without the sanction of the Government officer and that he has agreed not to object payment of the principal to that Government officer nor to claim interest thereon after the officer has revoked the authority for the Treasury to pay the same to him.

(e) Under Subsidiary Rule II an Index Card in prescribed form has to be signed by a depositor opening an account.

3. The practice in this Province in regard to these Security Deposits has been to receive them either from the Government Officers or parties and to open accounts either in the names of those Officers or of the parties, taking the prescribed letters of agreement from the parties in either case- In the former case the deposit is entered as from the Government officer for the contractor and in the latter as from the contractor through the Government officer. In the whole Province so many as 571 accounts now stand in the name of Government officers. In Kadur District alone out of a total of 48 Security Deposits so many as 45 were at the time in the names. of Government officers and only 3 were in the name of the contractors.

The very same Treasury officer of this District has opened two accounts in the name of Government officers in the same month of February 1897, one on the same date on which he wrote that the security deposits of these Railway contractors could not be opened in the name of the Ex: Engineer, and the other on a subsequent date.

4. It will thus be seen that the rules and practice require that before a new security deposit is accepted the party affording it should appear at the Savings Bank,

(1) to sign the declaration prescribed in the principal Rule XV, which declaration is required and is necessary to protect the Banks against- all unauthorised and undue claims that may be made by the parties on the ground of ignorance of rules, similar to those that have been made in this instance.

(2) to execute a letter of agreement under subsidiary rule 9 in view to vest in the Government officer a complete and absolute control over the deposit amount and then effectually secure the due performance of the specific contract for which the security has been taken.

& (3) to sign an index card under Sub Rule II which has to be forwarded to this office for information and record on its books of all essential details of the liabilities undertaken by each new account opened by the Bank. In this instance both the Railway Executive Engineer ~~and the contractor~~ - who is alleged to have pro-

promised the contractors to place their moneys in Savings Bank before October 1896, and the contractors whose interest it was to have opened the accounts at the earliest possible date having failed to take any steps in the matter from February to June 1897 though directed to do so through the Railway Chief Engineer in this office communication of 30th January 97 I beg to submit that the Savings Bank as the rules now stand is not liable for any interest for the period prior to July 1897.

5. I am also unable to find any rules or precedent in which exception can be made in the case of any class of security deposits or any discretionary powers allowed either to the Treasury officers &/or to the Comptroller, under which the three documents above referred to can be dispensed with, and interest allowed on any deposit for any period prior to the date on which such deposit is accepted and brought on the books of the Bank. I am not also aware of any rules or precedents under which either the Treasury officer or the Comptroller is held responsible for seeking and obtaining documents & agreements which the parties interested in the Deposits are called upon to execute, nor of any rules or Treasury procedure under which a simple deposit in the State Huzur Treasury where there is no Savings Bank can be at once transferred to the accounts of a Bank in Kadur District except in the manner in which it has been ordered to be done in the present instance.

6. If however Government was and is still of opinion that the earnest money deposited by the Railway Chief Engineer in the State Huzur Treasury should have been at once brought on the Savings Bank without obtaining the documents above referred to, and that the contractors are therefore under the rules or otherwise entitled to interest from the date on which the Chief Engineer requested this office to place it in the Savings Bank, the payment ordered to be made to K.Hanumiah becomes one to which he is rightly entitled and which the Savings Bank is bound to make under any circumstances. There was therefore, I submit, no loss caused which requires future recoupment and adjustment ordered in the last part of Government order No.FL316-7 dated 23rd August 1902. I would beg therefore for a definite ruling on this point for guidance of my office in dealing not only with accounts of similar nature that

that may hereafter be opened in the Banks but also with any simila claims for interest on accounts already closed that may hereafter be made by the other two contractors on this Railway and by other security Depositors.

7. If, on the other hand, Government be pleased to find that K.Hanumiah's claim is not against the Savings Banks, but only upon the officers responsible for the proper administration of these Banks I beg to submit that neither the contractors interested in the Deposits nor the Railway Executive Engineer who is said to have promised to make the deposit in the Savings in October 96 has made out any case against them. For it is nowhere contended that either of them was prevented by delay or neglect on the part of the Savings Bank officers from taking steps to execute the required letter of agreements and other documents, and to open the accounts earlier than 5th June 1897.

On the other hand it would appear from the records that neither of them took any steps in the matter, as they were required to do by the rules, between 12th December 96 & 30th January 97, the dates of the Railway Chief Engineer's requisition to this office and this office reply thereto, copies of both of which appear to have been communicated to the Railway Chief Engineer and even after 30th January 1897 though they were particularly asked to do so by this office. When the account was opened on 5th June 97 and Pass Book sent to the Railway Ex: Engineer no complaint of the delay in opening the account was made either to the Taluk Treasury or to this office, nor was the amount of yearly interest objected to though it was calculated from 1st July 97 (not from 1st January 97 as now claimed) and added on to the principal. In February 1900 when the Ex: Engineer applied to the Railway Secretary for moving the Comptroller to sanction interest on the entire amount of the Deposit instead of only on Rs.5000/- the prescribed maximum, no question of interest for period prior to July 1897 was raised by him although he was aware that the account was opened only on 5th June 1897, and interest calculated only from July next Thus both the Engineers and the Contractors failed to bring the matter to the notice of the Comptroller and afford him an opportunity at any of these stages to make the necessary enquiry. It

It was only after the deposit had been fully withdrawn and the account finally closed i.e. after a period of 5 years the question was for the first time raised by one of the three contractors on the strength of a promise made to him by the Railway authorities; and when it was raised and the enquiry was made the original vernacular correspondence between the Taluk Treasury and the Railway Engineer which would definitely fix the responsibility in t e matter and which is said to have all been sent to the latter officer is reported to be missing. This office quoted the cases of Dattoo & Nagappa not because that the absence of any complaint or claims from them was a justification for declining to consider K.Hanumiah's claim but simply to point out that on all deposits, interest has been hitherto allowed only from the date of opening the accounts, and that Dattoo & Nagappa, whose deposits were made at the same time and under identical conditions, understood the rule well known to and generally recognised by all depositors in the Savings Bank.

8. As regards "ignorance" on the part of the Comptroller's Office I beg respectfully once more to invite attention of Government to para 2 of my letter to Railway Engineer dated 25th January 1902 and para 3 (3) and to the terms of Subsidiary Rule 9 described in para 3 (2). In the light of these facts brought to notice I am confident that the Government will be pleased to reconsider their general observations or to enlighten me for future guidance wherein the ignorance lay and what correct instructions should in future be issued in similar cases when the money is "not received directly from the persons depositing it" and whether the long standing practice hitherto generally followed in such cases should in future be discontinued though it has been adopted as an alternative rule in British India.

The "negligence" and delay in my Office from 12th December 1896 to 30th January 1897 was certainly very highly reprehensible and I would have, myself, I venture to assure Government, as certainly taken adequate notice of the same even though it might not have caused any loss to anybody, if I had found it to be in any way avoidable. At the time of Mr.Biddulph's examination of my Office accounts and Books and before December 1896 my Office was divided

divided into only two branches "Accounts & Audit". Acting under Government order No.4511/FL330 dated 25th November 1896 I ordered the reorganization of my office on the lines suggested by Mr.Biddulph and laid down in British Account Code. The office was divide into 4 Departments and each Department into two or more Sections, six Examiners or Superintendents & Extra Accountants had to be appointed, location with necessary furniture &c had to be found for each Department, and the entire Records, Books, Registers, Accounts &c pertaining to each Department and Section had to be picked out, arranged and handed over to that Department & Section. Explanations for each of the 133 paragraphs in Appendix F of Mr. Biddulph's report relating to advances and suspense accounts had to be furnished.

This Appendix F with my explanation contained in 33 printed pages is with the Government, and the amount of time and labor that must have been necessarily spent on it may be judged by a perusal of the same.

For these purposes, the whole of my office was made to attend during the Christmas holidays i.e. between 22nd December 1896 to 3rd January 1897. If this is to be characterised as "a state of confusion" in my office, as the Government has been pleased to do, I am primarily responsible for it; for, as the head of the Office I ordered the whole of my establishment to carry out without the least delay the special orders of the Government and the reorganization sanctioned by them, which they did to the best of their abilities as subsequent results have shown, and [redacted] even now I am unable to realize how it could have been done with more expedition and less disturbance and prejudice to current work at the time.

I have the honor to be,

Sir,

Your most obedient servant,

Comptroller.

II

OFFICE OF SECRETARY for RAILWAYS
No. 465
MAR 9 1903
GOVERNMENT OF MYSORE

OFFICE OF THE
Regd. No. 1069
12 MAR. 1903
DEWAN OF MYSORE

No: PL 1360 & 26/2/03.

in 2661

The order was passed on a reference by the P.W. Deptt. & transferred to the Secretary P.W.D for favour of disposal or remarks.

23.2.1903

Serial No. 2.

Recd: on 9.3.03

440/ Secy

DEPARTMENT
12
No 1203
DEWAN'S OFFICE

Please return the file of Papers forwarded with this office no: 163 of 24.9.02 to enable this office to submit the same with the Comptroller's letter now under reference to the Dewan.

Mr. D.W. Hutchins
Secretary for

10.3.1903

10/3/03 Rgs: Govt. of Mysore

12/3/03

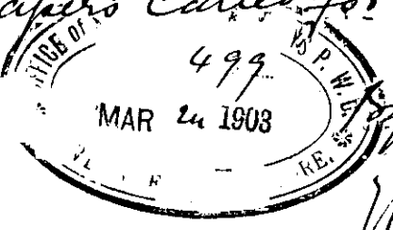
Rgs: Govt
Dewan
12/3/03

File put up
12/3/03 12/3

12/3/03

12 D No H 1530 & 16/3/03.

Retransmitted with the papers called for.



By order

Naumann

for Secretary

Recd on 24/3/03

Submitted to Sec

This can only be sub-
-mitted after receipt
of some other papers
from the Dy: Comr:-
kadur who writes
D.O. No: 1142 of 12th
instant & states that
same will be sent
after return from
the Dy: Comr: tour.

26/3/03 All right
26.3.03

x) Memo No 76 dt 3-10-01 by the Chief Engineer

2) do No 70 & 4-12-01 do

3) Comptrollers letter No 5109 dt 25-1-02 with Dewans order thereon

4) Memo No 73 & 1-8-02 by the Chief Engineer

Fl. 1593

13

No. 576 Dated 18th May 1903

Serial No. 3

Transferred to the Secretary Rev: & Genl: Depts to the Govt of Mysore with reference to his no- F. L 1360 Dy 26.2.03: for issue of necessary Proceedings in the Financial Department and return of the papers herewith sent.

H. W. Hutchins

Secretary for Rys
Govt of Mysore
Bangalore

The ring inkly claim in time -
13 5 03

Rec. 20.5.03

Camp. No-2.

Copy No 102
5.5.03

No. 17j

RAILWAYS.

MYSORE P. W. DEPT.

—o—

TO THE DEWAN OF MYSORE

FOR INFORMATION.

I beg to submit for your orders a further letter No 2127 dated 6th December 1902 received from the Comptroller regarding the payment of interest on the Earnest money deposited by Kencha Hanumaiah one of the sectional Contractors of the Birur Shemoga Railway.

I have nothing more to add to what has already been stated in office notes No. 56 and 70 dated 3rd October and 4th December 1902 respectively.

Complete file on the subject is put up.

W. J. W. Stephens

Secretary for Railways
Govt. of Mysore

5th May 1903.

01660

An order was passed for the suspension of payment by debiting the entire amount under the head indent upon or sanction will be passed in due course.

As a matter of fact no agreements were obtained - but an account was opened in June the same might have been made in January - but was overlooked in June when it was done in January. The man is entitled.

S. V. 03

15

1902/03

From The Deputy Commissioner
Kadur District
H 1491

To The Secretary to Govt
Gen & Rev: Department

Transferred to the Secretary.
D.* S in continuation
* Mysore office No H 1530 of 16-3-03
Mysore.

Dated 26th April 1903.
Despatched 29th — do —
Received
General No. 631 Serial No. 4
No.

Enclosure No 4 { 3. Explanation
1. Copies of Contractors letter

Govt Prop No H 316-17 dated 23d August 1902.

Reporting upon the delay in placing in the Govt Savings Bank at Tarikere, the Sum of Rs 13,000 deposited by Messrs Kencha Hanumappa & Co Contractors, Birur - Shemoga Railway line, as earnest money for their contract & recommending that the entire half viz Rs 43-13-7 be borne by the Contractors, the other half by the Taluk Bd & Nagara di Funnacke of Tarikere in proportion to their pay

Final
30-4-03

MGCPB—50 reams.—6-12-02.

Ltr -
We have to learn from
orders? - Future -
the note - call for the
Ledgers of M/s
JL
9/5/03

Chitradurga, 26th April 1903.

From

M. Narain Rao, Esq:

Deputy Commissioner

Kadur District

To

N. V. Narjundayya Bn. Le, Bn. L.

Secretary to the Govt. of Mysore

Gen. & Rev. Department

Sir,

Adverting to Government Proceedings No. Fl. 316-17 of the 23d August 1902 regarding the delay in placing in the Government Savings Bank at Tarikere the sum of Rs 13000 deposited by Messrs Kencha Hanumaiyya & Co, Contractors, Birur Shemoga Railway line, as earnest money for their contract, I have the honor to state that the delay which I am now called upon to deal with extends over a period of nearly 3 months from March to June 1897. The Comptroller's final order directing that the money in question should be deposited in

the Government Savings Bank which is dated 1st March 1897 was received in the District Treasury on the 10th idem and was communicated to the Taluk Treasury on the 30th March. There was a delay of 20 days in the District Treasury which, as observed by Government, may be overlooked for the reasons already furnished.

30th March (20)

2. The District Treasury Officer's order dated 30th March 1897 reached the Amildar of the Tanjore Taluk on the 2nd April and the money was not deposited in the Savings Bank till the 5th June 1897. During the whole of the intervening period, Rao C. V. Krishnaswami Rao (now Amildar of Yadatore Taluk), was Amildar of Tanjore, Gante Hiranyappa was Shirastedar and Venkat Krishnaniyya Rayadi Gumasta of the Taluk. The explanations taken from these Officials are herewith submitted. On the 2nd April 1897, the Amildar referred the District Treasury Officer's order to the Treasury Department (Sheristedar). The Sheristedar and the Rayadi Gumasta kept the papers with them till the 5th June,

2nd April

5th June

without taking any steps to procure the attendance of the Contractors to sign the Indent Card, the letter of agreement, and the Pass Book and thereafter to place the money in the Savings Bank. The Nagadi Gymnasta explains that the District Treasury Officer's Order of 30th March 1897 was not given Effect to immediately after its receipt in the Patna Treasury in the expectation that the party concerned would turn up for the purpose of signing the letter of agreement, etc, and notified in the last sentence of the Comptroller's docket No. 4602 of 20th January 1897 to the address of the Deputy Commissioner, Treasury Department (vide Copy appended for ready reference), but the Gymnasta was not justified in waiting till the 5th June 1897 without bringing the matter to the notice of either the Sheristadar or the Assistant

3. The Contractors Messrs Kuch Hammayya & Co. are also partly to blame for not appearing before the Amildar of Tanikere to sign the letter of agreement as required by the Comptroller in his Memo No. 4603 dated 30th January 1897 to the address of the Secretary to the Government of Mysore for Railways (Please see copy annexed). Allowing 3 days' time for their appearance after the receipt by the Amildar of the final order of the District Treasury Officer, their money could not have been deposited in the Savings Bank before the 5th April 1897 and would not therefore have carried interest prior to the 1st May 1897. The amount of interest which they have actually lost from 1st May to 4th June 1897 is Rupees 43.13.7, one half of which should, I think, be borne by them as a penalty for their own laches and the other half by

the Taluk Sheristedar and the Nagadi Gumasta in the proportion of their salaries. If this recommendation is approved, steps will be taken for the recovery of the sums due by these two Officials

4. The file of correspondence which contained the original of the District Treasury Officer's order No. 1989 dated the 30th March 1897 which was obtained from the Secretary to the Government for Railways has been returned to him.

I have the honor to be,

Sir,

Your most obdt. Servant

M V Narain Rao

Deputy Commissioner

And

Kadur District

1897

Mysore State Railways

No. 4607

From

The Comptroller

of Mysore

To

The Officer in charge

of the State Huzur Treasury.

Dated Bangalore 30th January 1897.

The Secretary to the Government of Mysore for Railways having in his No. 772 dated 12th December 1896 requested this office to deposit in the Government Savings Bank the earnest money of the marginally noted successful tenderers for the construction of the Birur-Shemoga Railway in the name of the Executive Engineer of that Railway, has the honor to request that the balance of Rs 37 000 principal left out of the Rs. 1 01 136. 14. 0 lodged in the Treasury by all the tenderers for the above work, may be adjusted in his

Rs. 25 000 Kamath Hanmanial & Ratnaraja Rs 13000
Do — Dunlop & Co. 12, 000
Do — Rajagopala & Co. 12, 000
37, 000-0-0

accounts by debit to Revenue Deposits and credit "Remittances from Districts to Kaduna Treasury" as remittances received from the Kaduna District citing this docket.

for E. R. Luberayer
Comptroller.

No 4602

Copy forwarded to the Deputy Commissioner, Treasury Department, Kaduna District, with request that he will credit the security deposits aggregating Rs 37000/- to Savings Bank Deposits in the name of the Executive Engineer mentioned above pursuant to rule 9 of the Savings Bank rules and debit to Remittances from Districts to Kaduna Treasury" as remittances made to Kaduna Treasury.

Instructions should be issued to the Auditor of Zaria Bank to obtain letters of agreement from the

Contractors (in the form referred to in para 9) who will appear before him in due course

for E. R. Sibbroyer
Comptroller

No. 4603.

Copy of the foregoing is forwarded to the Secretary to the Government of Nigeria for Railways with request that the Contractors may be instructed through the Executive Engineer to appear before the Amildan of Zaria Talata for signing a letter of agreement as required by the Savings Bank Rules.

for E. R. Sibbroyer
Comptroller

Copies

[illegible]
Deputy Commissioner
Kaduna District

And

కేతూరాయుడిచ్చిన్నిర్ధారణపత్రిక్షేత్రపాలకులకు 24-3-903.లో
వుళ్ళం 140ఎకరాల భూమిని యాచించిన్నిర్ధారణపత్రిక్షేత్రపాలకులకు
ఎంతకాలకాలాల్లో అమలుచేయాలని ది.వి.ర్ధారణపత్రిక్షేత్రపాలకులకు

భీమరాయుడికాలంనాటి శాసనాల్లో చూచినట్లు దానశాసనాలు
చాళుక్యరాజులు పాలించిన ప్రాంతాల్లో కనిపించినట్లు
శ్రీవైష్ణవులకు ఇచ్చిన దానం 30-3-97 లో కాలక్రమం 1989 లో ఏర్పాటు
ళ్ళం కాని 1-4-97 లోనూ తరతరాలుగా అనుభవిస్తూ వస్తున్నారు. ఆ
కారణంచేత్తో గతంలోని అధికారులు ఇచ్చిన పట్టాలు ఎవరికుంటాయి
చాలాకాలంనుండి 5-6-97 లోనూ ఇలాంటి భూమి ఉన్నట్లు
ఎంతమాత్రం ఇవ్వకూడదు. ఈ విషయాన్ని ఎవరికీ తెలియకుండా
లాంటి ఇటువంటి కొందరు దొంగలు మాటలు చెప్పి భూమిని
రులు ఇవ్వకుండా తీసుకోవడానికి ప్రయత్నించడం చాలాకాలమయ్యింది. ఈ సంగతి
ఇలాంటి భూమిని ఎవరికీ ఇవ్వకూడదని చాలాకాలమయ్యింది
కొందరు ఇవ్వకూడదని చెప్పినా వినకుండా ఇవ్వడానికి
పాలు అధికారులు ఎవరైనా ఇలాంటి పనులు చేయడానికి ప్రయత్నించినట్లయితే
కల్పించకూడదని చాలాకాలమయ్యింది. ఈ విషయాలు
పరాధం శిక్షించడానికి అధికారం ఉన్నది. ఇవన్నీ
లు గతంలో ఉన్నవారిని ఇప్పుడు ఉన్నవారిని ఎవరినైనా
దు గతంలో ఇచ్చిన పట్టాలు ఇప్పుడు ఇవ్వకూడదు
రాలు ఎవరైనా ఇలాంటి భూమిని ఇవ్వడానికి ప్రయత్నించినట్లయితే
ఉన్నట్లయితే శిక్షించడానికి అధికారం ఉన్నది. శిక్షించడానికి
మాత్రమే లోబడి ఇవ్వకూడదు. ఇది ధర్మశాస్త్రం

ధనాలు మాత్రమే కాకుండా ఇంకా చాలా ధర్మాలున్నాయి
లు మాత్రమే ఇవ్వడానికి ప్రయత్నించినట్లయితే ఇవ్వకూడదు
ధర్మాలున్నాయి. అన్నదానం చేయడానికి ప్రయత్నించినా
లాంటి - అన్నదానం చేయడానికి ప్రయత్నించినా

ಕಾಲಾವಕಾಶ ಕೋರಿ ಮನವಿ ಸಲ್ಲಿಸಿದ್ದು ಸದರಿ ಮನವಿಯನ್ನು ಪರಿಶೀಲಿಸಿ ಕಾಲಾವಕಾಶ ನೀಡಲಾಗಿದೆ.

ಆದ್ದರಿಂದ ಸದರಿ ಅಭ್ಯರ್ಥಿಗಳು ಮೂಲ ದಾಖಲೆಗಳೊಂದಿಗೆ ಈ ಕೆಳಕಂಡ ದಿನಾಂಕದಂದು ಹಾಜರಾಗಲು ಸೂಚಿಸಿದೆ.

ಸಹಾಯಕ ಆಯುಕ್ತರು

2-2-23.

ತಾಲ್ಲೂಕು - ಹಡಗಲಿ ಪೋಲೀಸ್ ಠಾಣೆ ಕ್ರೈಂ ನಂಬರು
ಫಿರ್ಯಾದಿ - ಗೌರಮ್ಮ ಸ - ಲೇ - ಸಂಖ್ಯೆ 4602
ಆಲೂರಿನಲ್ಲಿ ಅಂಚೆ ಲೇಖಕಿಯಾಗಿ ಕೆಲಸ
ಮಾಡಿಕೊಂಡಿದ್ದು. ಆರೋಪಿಯು ಫಿರ್ಯಾದಿಯ
ಮನೆಯ ಪಕ್ಕದಲ್ಲಿ ವಾಸವಾಗಿದ್ದು ಫಿರ್ಯಾದಿಯ
ಮನೆಯವರೊಂದಿಗೆ ಸಲುಗೆಯಿಂದ ಇದ್ದು
ಫಿರ್ಯಾದಿಯ ಮಗಳಾದ ಕುಮಾರಿ ಸುಮಾ
ಇವಳು ಆರೋಪಿಯ ಮನೆಗೆ ಆಗಾಗ್ಗೆ ಹೋಗಿ
ಬರುತ್ತಿದ್ದಳು. ಆರೋಪಿಯು ಸುಮಾಳಿಗೆ ಆಸೆ
ಹುಟ್ಟಿಸಿ ಅವಳನ್ನು ಪುಸಲಾಯಿಸಿ ಅವಳ
ಮನೆಯಲ್ಲಿ ಯಾರೂ ಇಲ್ಲದ ಸಮಯದಲ್ಲಿ
ಅವಳನ್ನು ಕರೆಸಿಕೊಂಡು ಅವಳೊಂದಿಗೆ
ಅನೈತಿಕ ಸಂಬಂಧ ಬೆಳೆಸಿದ್ದು ಈ ವಿಷಯವು
ಫಿರ್ಯಾದಿಗೆ ತಿಳಿದು ಆರೋಪಿಯನ್ನು ಈ
ವಿಷಯದ ಬಗ್ಗೆ ಕೇಳಿದಾಗ ಆರೋಪಿಯು
ಫಿರ್ಯಾದಿಯವರಿಗೆ ಕೆಲಸದಿಂದ ತೆಗೆಸಿ
ಹಾಕುವುದಾಗಿ ಬೆದರಿಕೆ ಹಾಕಿದ್ದು - ಆರೋಪಿಯ
ಕಿರುಕುಳ ತಾಳಲಾರದೆ ಫಿರ್ಯಾದಿಯವರು
ತಮ್ಮ ಮಗಳಾದ ಸುಮಾಳನ್ನು ಕರೆದುಕೊಂಡು
ಹೋಗಲು ಆಲೂರಿಗೆ ಬಂದಿದ್ದು ಆರೋಪಿಯು
ಸುಮಾಳನ್ನು ಕಳುಹಿಸಿಕೊಡಲು ನಿರಾಕರಿಸಿದ್ದು
ಸುಮಾಳು ಆರೋಪಿಯ ಮನೆಯಲ್ಲಿ ಇದ್ದು
ಆರೋಪಿಯು ಸುಮಾಳಿಗೆ ಮೋಸ ಮಾಡಿ
ಅವಳನ್ನು ಗರ್ಭಿಣಿಯನ್ನಾಗಿ ಮಾಡಿದ್ದು
ಆರೋಪಿಯು ಸುಮಾಳಿಗೆ ಮದುವೆಯಾಗಲು
ನಿರಾಕರಿಸಿದ್ದು ಆರೋಪಿಯ ಮೋಸದ
ಕೃತ್ಯದಿಂದ ಮನನೊಂದು ಸುಮಾಳು ಆಲೂರಿನ
ಸರ್ಕಾರಿ ಆಸ್ಪತ್ರೆಯಲ್ಲಿ ಸೆಪ್ಟೆಂಬರ್ 7ನೇ ತಾರೀಖು
ಸಂಜೆ 5 ಗಂಟೆಗೆ ವಿಷ ಕುಡಿದು ಆತ್ಮಹತ್ಯೆ
ಮಾಡಿಕೊಂಡಿದ್ದು ಆರೋಪಿಯ ಮೋಸದ
ಕೃತ್ಯದಿಂದ ಸುಮಾಳು ಆತ್ಮಹತ್ಯೆ ಮಾಡಿಕೊಂಡಿದ್ದು
ಆರೋಪಿಯ ಮೇಲೆ ಕ್ರಮ ಜರುಗಿಸಲು
ಕೋರಿಕೆ ಇರುತ್ತದೆ.

A. Veeresh Krishnaiah
Rev: Gurmath

[illegible]

[illegible] /3. 2. 1903.

[illegible]

[illegible] 4. 2. 1903 [illegible] 382 [illegible]

[illegible]

ಪತ್ರಿಕೆ - ಮಂಜು ಅಂಚೆ - ತಲೆ
ಗಾಂಧಿ ಮಂಜು ಕಂ ಉಡಿ - ಉಂಗುಷ್ಠ -
ಉಂಗಿ ಕಾಲಿಗೆ ಕಲ್ಲಿ ಹಿಡಿದು ಕಳ
ಉಂಗಿಕ್ಕಿ ಲೆ ಮಂಜು ಪಲ್ಲಿ ಕಲುಲಾಂ
ಪ್ರಿಸ್ಕ್ರಿಪ್ಷನ್ - ಮಂಕುಷ್ಠ ಅಕಾಂಡಿದ
ಉಂಗಿಕ್ಕಿ ತೆ ಮಂಕಡಿ ಉಂಡಿಂಗಾದಲಂ
ಕಂಜು ಕಾಲ್ಗಳು ಕಲ್ಲಿ ಹಿಡಿಸಿಗಳತ ಲ್ಲಿ
ಪಿಳ್ಳಿಗೆ ಮಂಕಳು ಕಾಲ್ಗಳು ಪಲ್ಲಿ
ಉಂಗಲು ಕಾ ಅಲ್ಲಿಗೆ ಉಂಗಿಕ್ಕಿ ಕಳ
ಕುಳ್ಳಿಂಗಂಡಿಗೆ ಕಿಡಿಸಿ ಮಂಕಳ
ಪಿ ಕಾಲ್ಗಳ ಕಲ್ಲಿ ಹಿಡಿಸಿಗಳುತ್ತಾ ಉಂಡಿಲ್ಲ
ಉಂಲ್ಲಿ ಅಲ್ಲಿಂ ಗಾಲ್ಮಂಡಿ ಅಂಡಿಕಂಕಳಂ
ಉಡಿಕ ಕಿಂಡ್ಲಿಗಂಕುಡಿ -

ಆಲಿಪ್ರಾಚಾರಿ ಉಂಗಿಸಂಡ್ರಾಂಡ್ರಾದ

ಗಂಗ್ಲಿ - ಪಿಳ್ಳಿಗಂ ಅಂಡಿಂಡುಡಿಕಂ
ಪಿ ಪು 2-4-1979 ಕಿಂಡಿಗೆ ಮಂಡಿಸಿಗಾಲ
ಕಲ್ಲಿ ಹಿಡಿಸಿಗಳತ ಕಂಡಿಗೆ ಗಾಲಿಂಕು
ಪಿಳ್ಳಿಕೆ ಉಂಡಿಕ್ಕಿ ಪಿ - ದಂಡಿಳುಲ್ಲಿ - ಕಂಪ
ಪಡಲ್ಲಿ ಸ್ - ಉ ಉಂಗಿಂಡಿಕೆ ಪಿಡುಕೆ ಗಾಲ್ಲಿ
ಕಾ ಉಂಡಿ ಸಂಗೂಂಡೆ ಅಲ್ಲಿ ಪಿಳ್ಳಿಲಿ -
ಉಂಗಿ ಪಿಂಡಿಂಡಿಕ್ಕಿಗೆ ಪಿಡುಕೆಂ ಪಿ
ಪಿಳ್ಳಿಕೆ - ಗಂಡಿಗೆ - ಗಂಡ ಗಂಕು
ಪಿಲ್ಲಿಂ - ಕಿಂಡಿಸಿ ಪಿಂ ಪಡಲ್ಲಿಂಡ್ರಿಸಿ -
ಕಂಡಪ್ಪಿಕೆ - ಕಂಲ್ಲಾಕ್ಷಿ ಪಲ್ಲಿಂಲ

Serial No. 5

Rec. of the Govt. of H. H. the Maharaja of Cooch Behar.

Read Specia

G.O. No. 7L. 316-7 of 23rd August 1902 directing that after due investigation the interest for six months from January to June 1897 claimed by Messrs Kuncha Kamunia Dey, Contractors, Boria-Dhemaji Railway Line be recouped proportionately from such of the officials of the Comptroller's and Auditor's Local officials and that pending such adjustment the interest due to the Contractors be paid from Govt. Funds.

(2) Letter No. 2127 of 5th December 1902 from the Comptroller, Cooch Behar Govt. reporting that he has authorised the District Treasury Officer, Rangpur to pay the Contractors Rs. 232-2-0 and submitting a complete statement of the facts of the case.

(3) Letter No. 631 of 26 April 1903 from the Dy. Comr., Kadar District, reporting the result of his investigation

Order

25

On further consideration of all the circumstances connected with the transaction, post. desire that the suspense payment & interest noted in the post. over above. referred to be adjusted by debiting to the head "Interest on deposits"

D

No. H 270-2

of 30-7-03

30

H
28/7/03 London

Wild
24 VII. 03

To The Comptroller
Imperial Post.

The Dy. Secr. Kadir Pte

The Secy. P.W.D. Kuy.

Jones
28/7/03